

**NOTICE: THIS DECISION DOES NOT CREATE LEGAL PRECEDENT  
AND MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE  
RULES. See Ariz. R. Supreme Court 111(c); ARCAP 28(c); Ariz. R. Crim. P. 31.24.**

**FILED BY CLERK**

**SEP 15 2008**

**COURT OF APPEALS  
DIVISION TWO**

**IN THE COURT OF APPEALS  
STATE OF ARIZONA  
DIVISION TWO**

THE STATE OF ARIZONA,	)	
	)	
Appellee,	)	2 CA-CR 2007-0278
	)	DEPARTMENT A
v.	)	
	)	<u>MEMORANDUM DECISION</u>
CATHERINE D. LIBERCAJT,	)	Not for Publication
	)	Rule 111, Rules of
Appellant.	)	the Supreme Court
_____	)	

**APPEAL FROM THE SUPERIOR COURT OF COCHISE COUNTY**

**Cause No. CR200600283**

**Honorable Wallace R. Hoggatt, Judge**

**AFFIRMED**

\_\_\_\_\_  
Peter A. Kelly

Tucson  
Attorney for Appellant

\_\_\_\_\_  
P E L A N D E R, Chief Judge.

¶1 Following a jury trial, appellant Catherine Libercajt was convicted of unlawfully possessing drug paraphernalia, methamphetamine, and a prescription-only drug. The items had all been found in a backpack belonging to Libercajt when the car in which she

was a passenger was stopped for a traffic violation. Both at the scene of the stop and at trial, Libercajt admitted the backpack was hers but denied knowingly possessing the contraband it contained. At sentencing in August 2007, the trial court placed her on probation for three years.

¶2 On appeal, counsel has filed a brief pursuant to *Anders v. California*, 386 U.S. 738 (1967), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999), “setting forth a detailed factual and procedural history of the case with citations to the record, [so that] this court can satisfy itself that counsel has in fact thoroughly reviewed the record.” *Clark*, 196 Ariz. 530, ¶ 32, 2 P.3d at 97. Libercajt has not filed a supplemental brief.

¶3 Pursuant to our obligation under *Anders*, we have reviewed the trial court record in its entirety and have searched the record for error. We have found substantial evidence to support the jury’s verdicts and no fundamental error. Libercajt’s convictions and term of probation are, therefore, affirmed.

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JOHN PELANDER, Chief Judge

CONCURRING:

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JOSEPH W. HOWARD, Presiding Judge

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J. WILLIAM BRAMMER, JR., Judge